



**IN THE MATTER OF THE EXPIRY REVIEW OF THE  
DEFINITIVE ANTI-DUMPING DUTIES ON THE  
IMPORTATION OF CLEAR FLOAT GLASS [HS  
HEADING NO. 7005.2990 (AHTN CODE NOS. 7005.2920  
AND 7005.2990)] FROM INDONESIA  
(Anti-dumping Investigation No. 04-1999)  
(Expiry Review No. 05.01)**

**ASAHI GLASS PHILIPPINES, INC. (FORMERLY  
REPUBLIC ASAHI GLASS CORPORATION)**

**Protestant**

**X ----- X**

**ORDER**

On 22 September 2006, the Department of Trade and Industry (DTI) received the Tariff Commission's Report of Findings on the Expiry Review of the Definitive Anti-Dumping Duties on the Importation of Clear Float Glass from Indonesia.

Pursuant to Section 301, paragraph (o) of the Tariff and Customs Code of the Philippines (TCCP), as amended by RA 8752 and on the basis of sufficient evidence submitted by the petitioner, the Commission initiated the review to determine whether the continued imposition of definitive anti-dumping duties on the importation of Clear Float Glass from Indonesia is necessary or warranted to prevent the continuation or recurrence of dumping and injury.

The Commission concluded that:

1. there is continued dumping of clear float glass of thicknesses 10mm and 12mm and the likelihood of recurrence of dumping on thickness of 2mm, 3mm, 5mm, and 6mm due to excess production capacity of Indonesia; and
2. there is a likelihood of recurrence of injury for thicknesses 10mm and 12mm as shown in the suppressing and depressing effects on AGP's prices and for thicknesses of 2mm, 3mm, 5mm, and 6mm due to excess production capacity of Indonesia.

Thus, the Commission ordered the extension of the imposition of the definitive anti-dumping duties on the importation of Clear Float Glass from Indonesia for a period of five (5) years. The corresponding anti-dumping duties shall be imposed on the following exporters:

Exporter(s)	Nominal Thickness (mm) Tolerance Per PNS 193:2005	Estimated Weighted Average Dumping Margin (US\$/MT)
PT Muliaglass	2	11.42
	3	30.36
	5	48.62
	6	76.52
	10	22.79
	12	20.48
PT Tensindo	3	34.18
	5	67.64
	6	56.59
	10	11.59
	12	3.16
PT Tunggal Majuasri	3	59.35
	5	143.05
	6	85.21
PT Abdi Rakyat Bakti	6	61.85
Other Exporters from Indonesia	2	11.42
	3	59.35
	5	143.05
	6	85.21
	10	22.79
	12	20.48

There being no exports of Clear Float Glass with thicknesses of 2mm, 3mm, 5mm and 6mm which prices are needed for the computation of dumping margins, the dumping duties to be imposed are those levied in the original case as they have proven effective to remedy the material injury suffered by the domestic industry. For other exporters, the highest dumping duties shall be applied.

**WHEREFORE AND IN VIEW THEREOF**, in accordance with Section 301, paragraph (l) of the TCCP, as amended by RA 8752, which provides that: **“the DTI Secretary shall within ten (10) days from receipt of the affirmative final determination by the Commission, issue a Department Order Imposing an anti-dumping duty on the imported product, commodity, or article, unless he has earlier accepted a price undertaking from the exporter or foreign producer. He shall furnish the Secretary of Finance with the copy of the order and request the latter to direct the Commissioner of Customs to collect within three (3) days from receipt thereof the definitive anti-dumping duty,”** the Department, hereby issues an Order extending the imposition of the definitive anti-dumping duties on importation of Clear Float Glass from Indonesia for a period of five (5) years with the corresponding duties provided for the above mentioned exporters.

The measure shall be effective from the date of the issuance by the Bureau of Customs of the relevant Customs Memorandum Order (CMO) or 15 days after the publication of this Order in two (2) newspapers of general circulation, whichever, comes earlier.

Let this Order be published in two (2) newspapers of general circulation and let individual notices be sent to all interested parties including the country member concerned.

SO ORDERED.

02 October 2006

**PETER B. FAVILA**  
Secretary